

Docket No.: 42390P13380

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JUL 01 2004

**OFFICIAL**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/041,038 Confirmation No. 1947  
 Inventor : Nikonov, Dmitri E.  
 Assignee : Intel Corporation  
 Filed : Dec. 28, 2001  
 Art Unit : 2874  
 Examiner : Kim, Ellen E.  
 Title : Method and Apparatus for Wafer Level Testing of Integrated Optical Waveguide Circuits

OFFICE ACTION RESPONSE

MS Non-Fee Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

In response to the Final Office Action mailed March 2, 2004, reconsideration and further examination of the application is hereby requested. Kindly consider the following:

CERTIFICATE OF TRANSMISSION

I hereby certify that I am causing the above-referenced correspondence to be facsimile transmitted to the US Patent and Trademark Office on the date shown below:

July 1, 2004

Date of Transmission

April Worley

Name of Person Faxing Correspondence

Signature

Date

Docket No.: 42390P13380  
 Appl. No.: 10/041,038

1

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

110.00

## Complete If Known

Application Number	10/041,038
Filing Date	December 28, 2001
First Named Inventor	Dmitri E. Nikonov
Examiner Name	Kim, Ellen E.
Art Unit	2874
Attorney Docket No.	42390PI3380

## METHOD OF PAYMENT (check all that apply)

 Check     Credit card     Money Order     Other     None  
 Deposit Account
Deposit Account Number **02-2666**Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check all that apply)

- 
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- Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.
- 
- 
- Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Description	
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Relative filing fee	
1005 160	2006 80	Provisional filing fee	
SUBTOTAL (1) (\$)			

## 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	14 - 22* = 0	X 18.00 = \$0.00	
Multiple Dependent	2 - 4* = 0	X 66.00 = \$0.00	

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple Dependent claim, if not paid
1204 86	2204 43	**Reissues independent claims over original patent
1205 18	2205 9	**Reissues claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		0.00

\*or number previously paid, if greater. For Reissues, see below

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Description	
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 60	2052 25	Surcharge - late provisional filing fee or cover sheet	
2063 130	2053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	* Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	* Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	110.00
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1404 330	2401 185	Notice of Appeal	
1402 330	2402 185	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	2451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	2480 130	Petitions to the Commissioner	
1807 60	1807 60	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	1809 385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify)			

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)

110.00

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Mark L. Watson	Registration No. (Attorney/Agent)	46,322	Telephone	(303) 740-1980
Signature				Date	

Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wir) 02/10/2004,  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

## BLAKELY SOKOLOFF TAYLOR &amp; ZAFMAN LLP

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FACSIMILE: (303) 740-6962

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## FACSIMILE COVER SHEET

Deliver to: Kim, Ellen E. \_\_\_\_\_ Art Group: 2874 \_\_\_\_\_

Company Name: USPTO \_\_\_\_\_

Facsimile No.: 703-872-9306 \_\_\_\_\_ Date: \_\_\_\_\_

From: Kenneth J. Cool, Reg. No. 40,570 \_\_\_\_\_

Our Docket No.: 42390P13380 \_\_\_\_\_ Number of pages \_\_\_\_\_ including this sheet.

Application: 10/041,038 \_\_\_\_\_ Filing Date: 12/28/2001 \_\_\_\_\_

SubjectRemarks

Confidentiality Note: The documents accompanying this facsimile transmission contain information from the law firm of Blakely, Sokoloff, Taylor & Zafman which is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

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**TRANSMITTAL FORM**

(to be used for all correspondence after initial filing)

		Application No.	10/041,038
		Filing Date	December 28, 2001
		First Named Inventor	Dmitri E. Nikonov
		Art Unit	2874
		Examiner Name	Kim, Ellen E.
Total Number of Pages in This Submission	12	Attorney Docket Number	42390P13380

**ENCLOSURES (check all that apply)**

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group	
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences	
<input checked="" type="checkbox"/> Amendment / Response	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)	
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Proprietary Information	
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input type="checkbox"/> Status Letter	
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):	
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Certificate of Facsimile	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s)		
<input type="checkbox"/> PTO/SB/08			
<input type="checkbox"/> Certified Copy of Priority Document(s)			
<input type="checkbox"/> Response to Missing Parts/Incomplete Application			
<input type="checkbox"/> Basic Filing Fee			
<input type="checkbox"/> Declaration/POA			
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53			
Remarks			

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Mark L. Watson 46,322 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	

**CERTIFICATE OF MAILING/TRANSMISSION**

I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.

Typed or printed name	April Worley
Signature	
Date	7/1/04

Based on PTO/SB/21 (04-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 06/04/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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Attorney Docket No.	42390PJ3380

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 Check     Credit card     Money Order     Other     None  
 Deposit Account
Deposit Account Number **02-2666**Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check off that apply)

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Large Entity		Small Entity		Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1001	770	2001	385	Utility filing fee
1002	340	2002	170	Design filing fee
1003	630	2003	285	Plant filing fee
1004	770	2004	385	Reissue filing fee
1005	160	2005	80	Provisional filing fee
SUBTOTAL (1)		(\$)		

## 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
14	22*	0	X 18.00 = \$0.00
2	4*	0	X 88.00 = \$0.00
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
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		110.00	

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Name (Print/Type)	Mark L. Watson	Registration No. (Attorney/Agent)	46,322	Telephone	(303) 740-1980
Signature				Date	

Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (Mr) 02/10/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Docket No.: 42390P13380

**INTRODUCTORY COMMENTS**

**Request for an Extension of Time**

This Office Action Response is submitted in response to the Final Office Action dated March 2, 2004 for which the shortened statutory period for response was set to expire on June 2, 2004. It is believed that an additional extension of time fee is required to extend the period of reply to July 2, 2004. In the event any extension of time fee is required, or any other fee related to this Response is required, please consider this a request therefore. Authorization is hereby given to charge Deposit Account No. 50-0221 for such fee or fees.

**Authorization to Charge Deposit Account**

Authorization is hereby given to charge Deposit Account No. 50-0221 for any fee or fees related to this Office Action Response.

Docket No.: 42390P13380  
Appl. No.: 10/041,038

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